

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

625 3RD STREET ASSOCIATES, L.P., a California
limited partnership,

Plaintiff,

v.

BOARD OF THE NATIONAL CREDIT UNION
ADMINISTRATION, in its capacity as liquidating
agent for the Kaiperm Federal Credit Union,
KAIPERM FEDERAL CREDIT UNION, a federal
credit union, ALLIANT CREDIT UNION, an Illinois
corporation, and STANLEY ABRAMS, an individual,

Defendants.

No. C 09-00564 WHA
No. C 09-03820 WHA

FINAL PRETRIAL ORDER

FOR GOOD CAUSE and after a final pretrial conference, the Court issues the
following final pretrial order:

1. This case shall go to a **JURY TRIAL** on **SEPTEMBER 27, 2010**, at **7:30 A.M.**, and
shall continue until completed on the schedule discussed at the conference. The issues to be
tried shall be those set forth in the joint proposed pretrial order except to the extent modified by
order *in limine*. This final pretrial order supersedes all the complaint, answer and any
counterclaims, cross-claims or third-party complaints, *i.e.*, only the issues expressly identified
for trial remain in the case.

2. A separate order will rule on the motions *in limine*.

3. Except for good cause, each party is limited to the witnesses and exhibits
disclosed in the joint proposed final pretrial order less any excluded or limited by an order

1 *in limine*. Materials or witnesses used solely for impeachment need not be disclosed and may
2 be used, subject to the rules of evidence.

3 4. The stipulations of facts set forth in the joint proposed final pretrial order are
4 approved and binding on all parties.

5 5. A jury of **EIGHT PERSONS** shall be used.


6 6. Each side shall have **ELEVEN HOURS** to examine witnesses (counting direct
7 examination, cross-examination, re-direct examination, re-cross examination, etc.).

8 Opening statements and closing arguments shall not count against the limit. If, despite being
9 efficient, non-duplicative, and non-argumentative in the use of the allotted time, one side runs
10 out of time and it would be a miscarriage of justice to hold that side to the limit, then more time
11 will be allotted.

12 7. The parties shall follow the Court's current *Guidelines for Trial and*
13 *Final Pretrial Conference*, separately provided and available on the Internet at
14 <http://www.cand.uscourts.gov>, which guidelines are incorporated as part of this order.

15
16 **IT IS SO ORDERED.**

17
18 Dated: September 17, 2010.

19 
20 _____
21 WILLIAM ALSUP
22 UNITED STATES DISTRICT JUDGE
23
24
25
26
27
28